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HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

SINGLE BENCH: HON'BLE SHRI S.R. NAYAK, CJ.

WRIT PETITION NO.2307 OF 2006.

PETITIONER		Narendra Kumar Bharat, S/o. Late Shri B.L. Bharat, 68 years, Advocate, R/o. Thakur Road, Jagdalpur, Dist : Bastar – (C.G.)
	Vs.	
RESPONDENTS	1.	State Government of C.G., Through the Secretary, Law & Legislative Affairs Mantralaya, Raipur, Dist: Raipur – (C.G.)
	2.	The Dy. Secretary, Law and Legislative Affairs Department, Raipur, Dist : Raipur – (C.G.)
	3.	The District & Sessions Judge, Bastar, Dist : Jagdalpur – (C.G.)

Present: Shri Prafull Bharat, learned counsel for the petitioner.
Shri Sanjay S. Agrawal learned Govt. Advocate for the State.

ORAL ORDER
(Passed on 3rd May, 2006)

The petitioner is a practicing advocate. On 30.06.1996, he was appointed as Notary of Jagdalpur Civil District. His appointment was renewed from time to time. His appointment was last renewed from 15.01.2001 to 28.06.2005, as per certificate, Annexure-P/1, dated 15.02.2001. On 29.03.2005 the petitioner made an application under Section 5(2) of the Notaries Act, 1952 for renewal of the licence before the District and Sessions Judge, Baster District, the 3rd respondent herein. The said application was forwarded by the 3rd respondent to the 1st respondent. The Deputy Secretary, , Law & Legislative Affairs, the 2nd respondent herein, has issued an order dated 24.08.2005 communicating the decision of the State Government not to renew the term of the petitioner further. That order has been challenged in this proceeding.

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(2) I have perused the order communicated to the petitioner by the 2nd respondent produced as Annexure-P/3. The application of the petition is summarily rejected by the Government without assigning any reason. Since the Order m0ade by the State Government is subject to judicial review by this Court under Article 226 of the Constitution, it is expected from the Government that it should disclose the reason which weighed with it not to renew the licence. That is what is insisted by virtue of Article 14 postulates. Therefore, I allow this writ petition, set aside the impugned order of the Government and direct the respondents 1 and 2 to consider the application of the petitioner for renewal of licence afresh and dispose of the same in accordance with law by disclosing reasons. No costs.

Sd/-
Chief Justice